THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.3280 of 2007

Dated:22.02.2007

Between:

Machireddy Venkata Sesha Reddy.

…Petitioner

and

The Sub-Collector and another.

…Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.3280 of 2007

ORDER:

The petitioner is a resident of Gudur Town. He claims to be the owner of house consisting of four shop rooms bearing Door No.14-1-2A constructed on 20 ankanams of land, which was marked as Plot No.1 in Survey No.1620/4 of East Gudur Village, Gudur Mandal in Nellore District. The Mandal Revenue Officer, second respondent herein, initiated action under the Andhra Pradesh Land Encroachment Act, 1905 (for short 'the Act'), and issued a notice under Section 7 thereof on 11.12.2006. After the petitioner submitted explanation, orders were passed on 31.01.2007 ordering eviction alleging that the petitioner encroached upon the Government land. Feeling aggrieved by the same, the petitioner preferred an appeal under Section 10 of the Act before the first respondent along with an application to suspend the orders of the Mandal Revenue Officer, in vain. Therefore, the present Writ Petition is filed.

Admittedly, the petitioner filed the appeal on 05.02.2007, and so far no orders are passed. Therefore, this Court observes that the first respondent should immediately pass orders on the application filed by the petitioner along with the appeal seeking suspension of the orders of the Mandal Revenue Officer, dated 31.01.2007. Necessary orders shall be passed forthwith after receiving a copy of this order.

The Writ Petition is accordingly disposed of. No costs.

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(V.V.S.RAO, J)

22.02.2007

Note: Issue C.C today.

B/o.

vs